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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

MINERVA MARTINEZ, SANDRA
SCOTT, CARL GRAHAM, ANNE
PARYS, DAVID ORTIZ, SEAN
CHAMBERS and TIFFANY JAMES,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

NISSAN NORTH AMERICA, INC., and
NISSAN MOTOR CO., LTD.

Defendants.

Case No. 3:22-cv-00354

CLASS ACTION

**SUPPLEMENTAL DECLARATION OF
LANA COOPER RE: EXCLUSION
REQUESTS**

1 I, LANA COOPER, declare and state as follows:

2 1. I am a Vice President with KCC Class Action Services, LLC ("KCC"), located in
3 San Rafael, California. Pursuant to the Preliminary Approval Order of Class Action Settlement (the
4 "Preliminary Approval Order"), dated August 17, 2022, the Court appointed KCC as the Claims
5 Administrator in connection with the proposed Settlement of the above-captioned Action.¹ I have
6 personal knowledge of the matters stated herein and, if called upon, could and would testify thereto.
7

8 2. The purpose of this declaration is to provide updated statistics, specifically related
9 to the exclusion requests received to date, based on my last declarations executed on January 10,
10 2023 and January 26, 2023, respectively.

11 **REPORT ON EXCLUSION REQUESTS RECEIVED TO DATE**

12 3. The Notice informs Class Members that any request for exclusion from the
13 Settlement Class must be postmarked no later than February 13, 2023. As of the date of this
14 Declaration, KCC has received 843 requests for exclusion. Of these, 5 requests did not include a
15 signature; 2 requests did not include a signature or a VIN; 2 requests did not include a VIN; and 51
16 requests reflect a VIN that is not a Class Vehicle included in the Class List.
17

18 I declare under penalty of perjury under the laws of the United States of America that the
19 foregoing is true and correct.

20 Executed on February 22, 2023 at San Rafael, California.

21 

22 _____
23 LANA COOPER
24

25
26 ¹ All capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the
27 Settlement Agreement, dated August 1, 2022 (the "Settlement Agreement") and/or the Preliminary
28 Approval Order.